



ATTORNEYS AT LAW

Robert Greene Sterne  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbara  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
John M. Covert  
Robert C. Millonig  
Donald J. Featherstone  
Timothy J. Keay, Jr.  
Michael V. Messinger  
Judith U. Kim  
Jeffrey T. Helvey  
Eldora L. Ellison  
Donald R. Banowitz  
Peter A. Jackman  
Brian J. Del Buono  
Mark Fox Evens

Vincent L. Capuano  
Elizabeth J. Haanes  
Michael D. Specht  
Kevin W. McCabe  
Glenn J. Perry  
Theodore A. Wood  
Edward W. Yee  
Grant E. Reed  
Jason D. Eisenberg  
Tracy L. Muller  
Jon E. Wright  
LuAnne M. DeSantis  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle  
Gaby L. Longsworth  
Laura A. Gordon  
Laura A. Vogel  
Sharon A. Carroll  
Anbar F. Khal  
Michelle K. Holoubek  
Marsha A. Rose

Scott A. Schaller  
Lei Zhou  
W. Blake Coblenz  
James T. Pohl  
John T. Haran  
Mark W. Rygiel  
Michael R. Malek\*  
Carla Ji-Eun Kim  
Doyle A. Siever\*  
Ulrike Winkler Jenks  
Paul A. Calvo  
C. Matthew Rozier  
Randall K. Baldwin  
Lori M. Brandes  
Jeffrey K. Mills  
Jeremy M. Klass  
Stephanie L. Elmer  
Mita Mukherjee\*  
Scott M. Woodhouse\*  
Jeremiah B. Fruelau  
Christian A. Camarce\*  
Richard D. Collier III

Anne M. Georgalas  
Patrick P. Hansen  
Ross J. Hicks  
Keisha U. Lewis-Rodis  
Bonita Manning-Combs  
Alyssa K. Sandrowitz\*  
Jonathan M. Strang\*  
Ishan P. Weerakoon\*  
Salvador M. Bezos\*  
Justin T. Sher  
Byron L. Pickard  
Richard B. Almon\*  
Bruce B. Vance

**Registered Patent Agents\***

Karen R. Markowicz  
Peter A. Socarras  
Danielle L. Letting  
Steven C. Oppenheimer  
Aaron S. Lukas  
Gaurav Asthana  
Robert E. Bakin

Yasser Mourtada  
Kellie K. DiNapoli  
Julie L. Blum  
Cynthia L. DeRenzo  
Alison C. Fuller  
Omar F. Amin  
Shovon I. Ashraf  
Kavon Nasabzadeh  
**Of Counsel**  
Edward J. Kessler  
Kenneth C. Bass III  
Marvin C. Guthrie  
Christopher P. Wrist  
David C. Isaacson

\*Admitted only in Maryland  
\*Admitted only in Virginia  
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November 25, 2008

**WRITER'S DIRECT NUMBER:**  
(202) 772-8883

**INTERNET ADDRESS:**  
DISAACSO@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 2416**

**Attn: Mail Stop Amendment**

Re: U.S. Utility Patent Application  
Application No. 09/881,628; Filing or 371(c) Date: June 13, 2001  
For: **Method and Apparatus for Optimizing Selection of Available  
Contexts for Packet Processing in Multi-Stream Packet Processing**  
Inventors: MUSOLL *et al.*  
Our Ref: 1778.3180000 (0174.00US)

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Online Credit Card Payment Authorization in the amount of \$180.00 to cover IDS late filing fee;
2. Supplemental Information Disclosure Statement;
3. Form PTO/SB/08A (1 sheet) listing 16 documents (US1-US12 and FP1-FP4);
4. Form PTO/SB/08B (2 sheets) listing 16 documents (NPL1-NPL16); and
5. Copies of cited documents (FP1-FP4 and NPL1-NPL16).

The above-listed documents are filed electronically through EFS-Web.

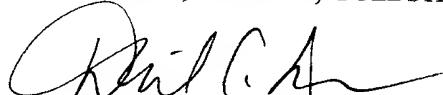
In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
November 25, 2008  
Page 2

Fee payment is provided through online credit card payment. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



David C. Isaacson  
Attorney for Applicants  
Registration No. 38,500

DCI/PPH/jmh  
Enclosure(s)

907885-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Confirmation No.: 8580
Enrique MUSOLL	Art Unit: 2416
Appl. No.: 09/881,628	Examiner: Kevin D. Mew
Filed: June 13, 2001	Atty. Docket: 1778.3180000 (0174.00US)
<b>For: Method and Apparatus for Optimizing Selection of Available Contexts for Packet Processing in Multi-stream Packet Processing</b>	

**Supplemental Information Disclosure Statement**

***Mail Stop Amendment***

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on accompanying IDS Forms are documents that may be considered material to the patentability of this application as defined in 37 C.F.R. §1.56, and in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.97 and 1.98.

Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.
- 2. Filing under 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.

a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

c. The required fee is provided through online credit card payment authorization in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

4. Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our PTO-2038 Credit Card Payment Form in the amount of \$\_\_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:

- a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

5. Documents FP1-FP4 were cited in a Japanese Office Action (Japanese Patent Appln. No. 2001-558844). In addition to an English language version of the JP Office Action (see NPL10), Applicants have provided English translations of the abstracts in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38, MPEP 609.04(a).

6. A concise explanation of the relevance of the non-English language document(s) appears below in accordance with 37 C.F.R. § 1.98(a)(3).

7. Copies of documents FP1-FP4 and NPL1-NPL16 are submitted. It is noted that document NPL2 is difficult to read. This copy of this reference was obtained

from the U.S. Patent and Trademark Office and can be found in an Information Disclosure Statement filed on November 27, 2005, for Appl. No. 09/826,693 (now abandoned). This is the best copy available to Applicants. Further, in accordance with 37 C.F.R. § 1.98(a)(2), no copies of U.S. patents and patent application publications cited on the attached IDS Forms are submitted.

- 8. Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. \_\_\_\_\_, filed \_\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).
- 9. It is expected that the examiner will review the prosecution and cited art in the parent application no. 09/737,375, filed December 14, 2000 (now U.S. Patent No. 7,058,064), in accordance with MPEP 2001.06(b), and indicate in the next communication from the office that the art cited in the earlier prosecution history has been reviewed in connection with the present application.

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



David C. Isaacson  
Attorney for Applicants  
Registration No. 38,500

Date: November 25, 2008

1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934  
(202) 371-2600

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